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Attorneys for Plaintiffs and Proposed Class Counsel

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

IN RE: YAHOO! INC. CUSTOMER DATA
SECURITY BREACH LITIGATION

No. 16-md-02752-LHK

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

Date: November 29, 2018
Time: 1:30 p.m.
Courtroom: 8, 4th Floor
Judge: Hon. Lucy H. Koh

PLEASE TAKE NOTICE THAT Plaintiffs move the Court to grant Plaintiffs' Motion for Preliminary Approval of Class Action Settlement. Hearing on this motion will be held on November 29, 2018, at 1:30 p.m., in Courtroom 8, located at the Robert F. Peckham Federal Building & United States Courthouse, 280 South First Street, Fourth Floor, San Jose, California.

Plaintiffs bring this Motion pursuant to Federal Rule of Civil Procedure 23(e). Plaintiffs respectfully request that the Court preliminarily approve the parties' Settlement Agreement and for entry of an Order that:

- Grants class certification of the following proposed settlement class under Fed. R. Civ. P. 23(b)(2) and (b)(3):

All U.S. and Israel residents and small businesses with Yahoo accounts at any time during the period of January 1, 2012 through December 31, 2016, inclusive; provided, however, that the following are excluded from the Settlement Class: (i) Defendants, (ii) any entity in which Defendants have a controlling interest, (iii) Defendants' officers, directors, legal representatives, successors, subsidiaries, and assigns; (iv) any judge, justice, or judicial officer presiding over this matter and the members of their immediate families and judicial staff; and (v) any individual who timely and validly opts-out from the Settlement Class.

- Preliminarily approves the proposed settlement as fair, reasonable, and adequate;
- Directs notice to be disseminated to Settlement Class Members in the form and manner proposed by the parties as set forth in the Settlement Agreement and Exhibits thereto;
- Sets deadlines for class notice to be sent and deadlines for exclusions;
- Appoints Heffler Claims Group to serve as the Settlement Administrator;
- Appoints as Settlement Class Representatives: John Bell, Michelle Bouras, Jana Brabcova, Reid Bracken, Paul Dugas, Hashmatullah Essar, Hilary Gamache, Mali

Granot, Kimberly Heines, Andrew J. Mortensen, Brian Neff, Jared Pastor, Brendan Quinn, Deana Ridolfo, Matthew Ridolfo, and Yaniv Rivlin.

- Appoints as Class Counsel:
 - Lead Settlement Class Counsel: John Yanchunis of Morgan & Morgan Complex Litigation Group;
 - Executive Settlement Class Counsel: Ariana Tadler of Milberg Tadler Phillips Grossman LLP, Stuart Davidson of Robins Geller Rudman & Dowd LLP, Gayle Blatt of Casey Gerry Schenk Francavilla Blatt & Penfield LLP, and Karen Hanson Riebel of Lockridge Grindal Nauen PLLP; and,
 - Additional Settlement Class Counsel: Daniel Robinson of Robinson Calcagnie, Inc.; and,
- Sets a hearing date and schedule for final approval of the settlement and consideration of Class Counsel's motion for award of fees, costs, expenses, and service awards.

Plaintiffs' Motion is based on this Notice and Motion; the accompanying Memorandum of Points and Authorities and all attachments and supporting exhibits thereto (including the Declaration of John A. Yanchunis and the Settlement Agreement), and the pleadings, records, and other papers filed in this action. The parties have agreed to the following deadlines:

Notice Date:	45 Days from the Preliminary Approval Date	
Opt-Out and Objection Deadlines:	120 Days from the Notice Date	
Motion for Final Approval:	150 Days from Notice Date	
Motion for Service Awards, Attorneys' Fees and Costs:	21 Days before the Opt-Out and Objection Deadline	
Claims Period:	270 Days after the Preliminary Approval Order	
Final Approval Hearing		

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3 DATED: October 22, 2018

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COMPLEX LITIGATION GROUP
John A. Yanchunis

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6 s/ John A. Yanchunis

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*Attorneys for Plaintiffs and Proposed Class
Counsel*

CERTIFICATE OF SERVICE

I hereby certify that October 22, 2018, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 22, 2018.

s/ John A. Yanchunis

John A. Yanchunis

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